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HOUSE BILL 1262  
By Davis (Cocke)

AN ACT to amend Chapter 495 of the Private Acts of 1939; as amended by Chapter 516 of the Private Acts of 1949; Chapter 17 of the Private Acts of 1959 and Chapter 259 of the Private Acts of 1978; and any other acts amendatory thereto, relative to the Newport Utilities Board.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 9 of Chapter 495 of the Private Acts of 1939, as amended by Chapter 516 of the Private Acts of 1949, Chapter 17 of the Private Acts of 1959 and Chapter 259 of the Private Acts of 1978, and any other acts amendatory thereto is amended by deleting the language "Said Board shall consist of five (5) members each of whom shall be a qualified voter of Newport, Tennessee." and by substituting instead the following language:

Said Board shall consist of seven (7) members, five (5) of whom shall be qualified voters of and reside within the city limits of Newport, Tennessee. The remaining two (2) members shall not be required to live within the city limits of Newport, Tennessee, but shall be required to be fee simple owners of real property within the city limits and be qualified voters of Newport in accordance with the provisions of Section 5 of the charter of incorporation of the city of Newport.

SECTION 2. Section 9 of Chapter 495 of the Private Acts of 1939, as amended, is further amended by deleting the language "In meeting of said Board, three members shall constitute a quorum" and by substituting instead the language "In meetings of said Board, four (4) members shall constitute a quorum".

SECTION 3. Effective January 1, 2002, the Board of Mayor and Aldermen are authorized to privatize all utility services provided by the town of Newport and to take all actions necessary to accomplish such privatization.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the city of Newport, Tennessee. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body of the city of Newport and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.